

Buchheit, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN HALEBIAN,

Plaintiff,

- against -

ELLIOT J. BERV, et al.,

Defendants,

- and -

CITIFUNDS TRUST III,

Nominal Defendant.

Case No. 06-cv-4099 (NRB)
ECF Case

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 10/20/11

STIPULATION AND ~~PROPOSED~~ ORDER
EXTENDING TIME TO FILE RESPONSE

It is hereby stipulated by and between the Parties, through their respective counsel, that:

WHEREAS, plaintiff John Halebian ("Plaintiff") filed a Motion for Leave to Take
Discovery and to Amend the Complaint (the "Motion") on September 16, 2011 (Docket No. 37);

WHEREAS, defendants Elliot J. Berv, Donald M. Carlton, A. Benton Cocanougher,
Mark T. Finn, Stephen R. Gross, Diana R. Harrington, Susan B. Kerley, Alan G. Merten and R.
Richardson Pettit and nominal defendant Citifunds Trust III's (collectively, "Defendants")
response to Plaintiff's Motion is currently due on or before October 20, 2011;

WHEREAS, the Parties have agreed that Defendants shall have until up to and including
October 27, 2011 to respond to the Motion;

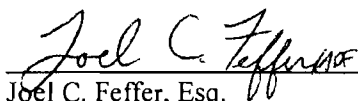
WHEREAS, Defendants have not previously requested an extension of time to respond to
Plaintiff's Motion;

IT IS HEREBY STIPULATED AND AGREED THAT:

Subject to the approval of the Court, Defendants' response to Plaintiff's Motion for Leave to Take Discovery and to Amend the Complaint shall be due on or before October 27, 2011.

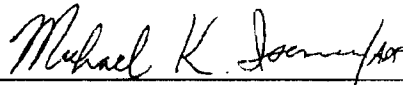
Dated: October 14, 2011

Respectfully submitted,



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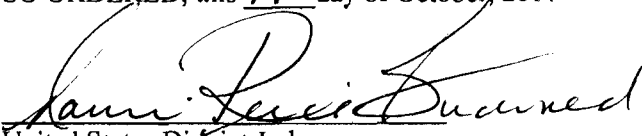
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Mark T. Finn, Stephen R. Gross, Diana R.
Harrington, Susan B. Kerley, Alan G. Merten,
R. Richardson Pettit and nominal defendants
Citifunds Trust III*

SO ORDERED, this 19th day of October, 2011


United States District Judge

